

1 SO ORDERED.
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3 **TIFFANY & BOSCO**
4 P.A.
5 **2525 EAST CAMELBACK ROAD**
6 **SUITE 300**
7 **PHOENIX, ARIZONA 85016**
8 **TELEPHONE: (602) 255-6000**
9 **FACSIMILE: (602) 255-0192**

Dated: February 08, 2011

Charles G. Case
CHARLES G. CASE, II
U.S. Bankruptcy Judge

10 Mark S. Bosco
11 State Bar No. 010167
12 Leonard J. McDonald
13 State Bar No. 014228
14 Attorneys for Movant

15 11-00819

16 **IN THE UNITED STATES BANKRUPTCY COURT**

17 **FOR THE DISTRICT OF ARIZONA**

18 IN RE:

19 No. 2:10-bk-41512-CGC

20 Shelly June Marsh
21 Debtor.

22 Chapter 7

23 IBM Lender Business Process Services, Inc as
24 servicer for Fannie Mae
Movant,

25 ORDER
(Related to Docket #11)

26 vs.
Shelly June Marsh, Debtor, Lothar Goernitz,
Trustee.

Respondents.

27 Movant's Motion for Relief from the Automatic Stay and Notice along with the form of proposed
28 Order Lifting Stay, having been duly served upon Respondents, Respondents' counsel and Trustee, if any,
29 and no objection having been received, and good cause appearing therefore,

30 IT IS HEREBY ORDERED that all stays and injunctions, including the automatic stays imposed

1 by U.S. Bankruptcy Code 362(a) are hereby vacated as to Movant with respect to that certain real
2 property which is the subject of a Deed of Trust dated December 1, 2006 and recorded in the office of the
3 Maricopa County Recorder wherein IBM Lender Business Process Services, Inc as servicer for Fannie
4 Mae is the current beneficiary and Shelly June Marsh has an interest in, further described as:

5 LOT 17, OF HOMEVIEW, ACCORDING TO THE PLAT OF RECORD IN THE OFFICE OF
6 THE COUNTY RECORDER OF MARICOPA COUNTY, ARIZONA, RECORDED IN BOOK
18 OF MAPS, PAGE 30.

7 IT IS FURTHER ORDERED that Movant may contact the Debtor(s) by telephone or written
8 correspondence regarding a potential Forbearance Agreement, Loan Modification, Refinance
9 Agreement, or other Loan Workout/Loss Mitigation Agreement, and may enter into such agreement
10 with Debtors. However, Movant may not enforce, or threaten to enforce, any personal liability against
11 Debtors if Debtors' personal liability is discharged in this bankruptcy case.

12 IT IS FURTHER ORDERED that this Order shall remain in effect in any bankruptcy chapter
13 to which the Debtor may convert.

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